## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF PUERTO RICO

LUIS HIRAM ORTIZ CAMERON,

Petitioner/Appellant,

vs.

UNITED STATES OF AMERICA,

Respondent/Appellee.

Petitioner/Appellant,

Respondent/Appellee.

Petitioner/Appellant,

Civil Action No. 97-1629 (D.P.R.)

Appeal No. 04-1880

## MOTION FOR EXTENSION OF TIME TO FILE APPLICATION FOR A CERTIFICATE OF APPEALABILITY

comes now the petitioner/appellant, LUIS HIRAM ORTIZ CAMERON, acting prose and without the aid of counsel, under the liberal standard for prose litigants as set forth in <u>Haines v. Kerner</u>, 404 U.S. 519 (1972), and moves this Honorable Court for an extension of time up to and to include September 6, 2004, and in support thereof, states the following:

- 1. On June 4, 2004, petitioner filed a notice of appeal from an order entered on May 19, 2004 in the above cause denying his motion for relief pursuant to Fed.R.Civ.P. 60(b)(6).
- 2. July 7, 2004, the U.S. Court of Appeals for the First Circuit entered its order directing pro se petitioner/appellant to first file a request for a certificate of appealability in this court; further advising him to file a status report in the appeals court by August 6, 2004, and every thirty days thereafter, informing them that he has applied for a certificate in this court and advising of the status of the application; additionally directly to immediately inform once this court reaches a decision. (See attached 1st Circuit 1etter).
- 3. Therefore petitioner respectfully requests this Honorable Court a thirty (30) extension of time, or up to and to include September 6, 2004, to file his application for a certificate of appealability, in accordance with the directive of the Clerk of the First Circuit U.S. Court of Appeals.

Respectfully submitted this 25 day of July, 2004.

Luis Hiram Ortiz-Cameron/Pro-Se

#06567-069 (Unit 2-B-Upper)

FCI Yazoo City P.O. Box 5000

Yazoo City, MS 39194-5000

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the above and foregoing has been placed in the institutional Mail Box System this 25 day of July, 2004, prepaid postage and properly addressed to the following individuals:

Frances De Moran, Clerk U.S. District Court Room 1650, Federal Building San Juan, Puerto Rico 00918-1767

Richard Donovan, Clerk U.S.Court Of Appeals John Joseph Moakley U.S. Courthouse 1 Courthouse Way, Suite 2500 Boston, MA 02210

John J. Farley Trial Attorney U.S. Dept. Of Justice 159 Carlos Chardon Avenue Suite 421 Hato Rey, Puerto Rico 00918

> Luis Hiram Ortiz-Cameron Petitioner/Appellant